



**MINNESOTA
DEPARTMENT OF
COMMERCE**

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November 28, 2011

Governor Mark Dayton
130 State Capitol
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St. Paul, MN 55155

Senator Amy Koch
President of the Senate
208 State Capitol
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Senator Chris Gerlach, Chair
Commerce and Consumer Protection Committee
120 State Capitol
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Senator Julie Rosen, Chair
Energy, Utilities and Telecommunications
Committee
322 State Capitol
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Senator Ann Rest, Ranking Minority Member
Commerce and Consumer Protection Committee
105 State Office Building
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Senator Dan Sparks, Ranking Minority Member
Energy, Utilities and Telecommunications
Committee
19 State Office Building
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Michele Timmons
Revisor of Statutes
700 State Office Building
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Representative Kurt Zellers
Speaker of the House
463 State Office Building
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Representative Joe Hoppe, Chair
Commerce and Regulatory Reform Committee
563 State Office Building
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Representative Denny McNamara, Chair
Environment, Energy and Natural Resources
Policy and Finance Committee
375 State Office Building
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Representative Joe Atkins, Ranking Minority Member
Commerce and Regulatory Reform Committee
209 State Office Building
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Representative Bill Hilty, Ranking Minority Member
Environment, Energy and Natural Resources
Policy and Finance Committee
207 State Office Building
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St. Paul, MN 55155

RE: Annual Report on Obsolete, Unnecessary, or Duplicative Rules as Required by Minnesota Statutes Section 14.05, Subdivision 5.

Dear Governor Dayton, Senators, Representatives and Revisor Timmons:

Minnesota Statutes, section 14.05, subdivision 5, directs state agencies to report to you by December 1 of each year whether any of their rules are obsolete, unnecessary, or duplicative of other state or federal statutes or rules.

The Minnesota Department of Commerce has reviewed its rules. Except for the provisions discussed below, we can identify no rules that are obsolete, unnecessary, or duplicative and that should be repealed.

In last year's report (attached), we identified the following Minnesota Rules as being obsolete, unnecessary or duplicative:

- Minn. Rules, chapter 7607 (bond fund program for Energy Conservation Investment Loans)
- Minn. Rules, chapter 7685 (cooling systems standards)
- Minn. Rules, parts 3300.0800 – 3300.1900 (state weatherization assistance program – implementation by Department of Employment and Economic Development)
- Minn. Rules 7610.0300 (electric utilities required to file extended forecasts)
- Minn. Rules 2675.2170(F) (maximum time period for holding certain real estate as an asset)
- Minn. Rules 2675.0400 (preferential repayment for sale treatment qualification)

Legislation that was introduced in the 2011 session by the Department was successful in repealing 2675.2170(F), but the Department was not successful in removing the remaining provisions. The Department intends to introduce legislation in the 2012 session that addresses the repeal of the remaining provisions included in last year's report.

If you have any questions regarding this report, please contact:

Heidi Retterath
Minnesota Department of Commerce
85 Seventh Place East, Suite 500
St. Paul, MN 55101-2198

Except as noted above, the Department of Commerce has not identified any rules within its regulatory authority that are obsolete, unnecessary or duplicative of other state or federal statutes or rules.

Very truly yours,



Emily Johnson Piper
Staff Attorney
Minnesota Department of Commerce

cc: Commissioner Mike Rothman